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January 24, 2014

VIA ECF AND FACSIMILE

The Honorable Cheryl L. Pollak
United States District Court
225 Cadman Plaza East
Brooklyn, New York 11201
Fax: (718) 613-2365

Re: *Faitak v. Avax Property Associates, LLC, et al.*
No.: 11-cv-6115 (PKC) (CLP)

Dear Judge Pollak:

We represent Plaintiff Theresa Faitak in the above referenced action. Regrettably, as indicated in the Statement Noting a Party's Death, filed today and attached here as Exhibit A, Ms. Faitak has died. We therefore write to request further adjournment of the Settlement Conference scheduled to take place January 31, 2014. We request that this conference be postponed indefinitely until after the resolution of any motion for substitution for Ms. Faitak as Plaintiff, which, if made, will be filed within the 90 day period provided by Rule 25(a) of the Federal Rules of Civil Procedure.

We thank the Court for its consideration of this request.

Respectfully submitted,



Charles S. Korschun
(CK8102)

cc: All Counsel of Record

Conference adjourned
Status report
due in 90 days
So Ordered

/s/ CHERYL POLLAK

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USMJ
1/27/14